

## Attachment 2 - EEOC Complaint Form

FILED

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
DIVISION

22 OCT 31 PM 2:20

CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXASBY RN  
DEPUTY CLERKDON D. HENDERSON

1:22CV01109 RP

(Name of plaintiff or plaintiffs)

Civil Action Number:

v.

to MARYJANE GRUBB(Case Number to be supplied  
by the Intake Clerk)AUSTIN MUNICIPAL COURT (A.M.C.)

(Name of defendant or defendants)

COMPLAINT

1. This action is brought by DON D. HENDERSON, Plaintiff, pursuant to the following selected jurisdiction:

(Please select the applicable jurisdiction)

- ☐ Title VII of the Civil Rights Act of 1964 (42 USC §§ 2000e et seq.) Employment Discrimination on the basis of race, color, sex (gender, pregnancy and sexual harassment), religion or national origin.
- ☐ The Age Discrimination in Employment Act (29 USC §§ 621 et seq.) (ADEA).
- ☒ The Americans With Disabilities Act (42 USC §§ 12102 et seq.) (ADA).
- ☐ The Equal Pay Act (29 USC § 206(d)) (EPA).
- ☐ The Rehabilitation Act of 1973 (29 USC § 791 et seq.) (Applicable to federal employees only).

2. Defendant MARYJANE GRUBB (A.M.C.) (Defendant's name) lives at, or its business is located at 6600 BURLESON RD. 310 (street address), STE 175 (city), TX (state), 78744 (zip).

- 3a. Plaintiff sought employment from the defendant or was employed by the defendant at 6600 BURLESON RD. (street address), Bldg. 310 Ste. 175 (city), AUSTIN (state), TX (zip).

- 3b. At all relevant times of claim of discrimination, Defendant employed 100+ (#) employees. If defendant is a union, at all relevant times of claim of discrimination, Defendant had \_\_\_\_ (#) members.
4. Defendant discriminated against plaintiff in the manner indicated in paragraph 8 of this complaint on or about MARCH (month) 26 (day) 2021 (year). If incidents of discrimination occurred more than one day, please indicate the beginning and ending dates of such acts: JUNE 14, 2019 thru  
MARCH 26, 2021
5. Plaintiff filed charges against the defendant with the Equal Employment Opportunity Commission (E.E.O.C.) charging defendant with the acts of discrimination indicated in paragraph 7 of this complaint on or about AUGUST (month) 20 (day) 2020 (year). (Not applicable to federal civil service employees).
- 6a. The E.E.O.C. issued a Notice of Right to Sue which was received by plaintiff on JULY (month) 31 (day) 2022 (year). (Not applicable to ADEA and EPA claims or federal civil service employees).

**VERY IMPORTANT NOTE:**

**PLEASE ATTACH A COPY OF YOUR NOTICE OF RIGHT TO SUE AND THE ENVELOPE IN WHICH IT WAS RECEIVED TO THIS COMPLAINT.**

- 6b. Please indicate below if the E.E.O.C issued a **Determination** in your case:

☐ Yes  
☒ No

**VERY IMPORTANT NOTE:**

**IF YOU CHECKED "YES", PLEASE ATTACH A COPY OF THE E.E.O.C.'S DETERMINATION TO THIS COMPLAINT**

7. Because of plaintiff's:

**(Please select the applicable allegation(s))**

- ☐ Race (If applicable, state race) \_\_\_\_\_
- ☐ Color (If applicable, state color) \_\_\_\_\_
- ☐ Sex (gender, pregnancy or sexual harassment) (If applicable, state sex and claim) \_\_\_\_\_
- ☐ Religion (If applicable, state religion) \_\_\_\_\_
- ☐ National Origin (If applicable, state national origin) \_\_\_\_\_
- ☐ Age (If applicable, state date of birth) \_\_\_\_\_

- ☒ Disability (If applicable, state disability) \_\_\_\_\_
- ☐ Prior complaint of discrimination or opposition to acts of discrimination.  
(Retaliation) (If applicable, explain events of retaliation) \_\_\_\_\_

The defendant: (please select all that apply)

- ☐ failed to employ plaintiff.
- ☒ terminated plaintiff's employment.
- ☐ failed to promote plaintiff.
- ☒ harassed plaintiff.
- ☒ other (specify) Defendant violated my civil

Right of due process took disc. during  
actions against me, leading to a medical  
condition that rendered me unable to work.

- 8a. State specifically the circumstances under which defendant, its agent, or employees discriminated against plaintiff **PERSONALLY**:

**VERY IMPORTANT NOTE:** INCLUDE SPECIFIC DATES, SPECIFIC EVENTS, AND ANY SPECIFIC COMMENTS MADE BY DEFENDANT PERTAINING TO THE DISCRIMINATION CLAIM ALLEGED ABOVE.

Specifics related to this complaint span  
a three year period. There are documented  
emails and correspondences that support my  
complaint and will be made available  
at the time of hearing.

- 8b. List any witnesses who would testify for plaintiff to support plaintiff's allegations and the substance of their testimony:

Available at time of hearing.

- 8c. List any documentation that would support plaintiff's allegations and explain what the documents will prove:

Available at time of hearing

9. The above acts or omissions set forth in paragraphs 7 and 8 are:

☐ still being committed by defendant.

☒ no longer being committed by defendant.

TERMINATED 3/2021

10. Plaintiff should attach to this complaint a copy of the charge filed with the Equal Employment Opportunity Commission. This charge is submitted as a brief statement of the facts supporting this complaint.

WHEREFORE, plaintiff prays that the Court grant the following relief to the plaintiff:

☐ Defendant be directed to employ plaintiff.

☐ Defendant be directed to re-employ plaintiff.

☐ Defendant be directed to promote plaintiff.

☐ Defendant be directed to

compensate plaintiff with  
PUNITIVE DAMAGES AND SUFFERING  
DAMAGES IN ACCORDANCE WITH THE LAW.

\_\_\_\_\_, and that the Court grant such other relief as may be appropriate, including injunctive orders, damages, costs and attorney's fees.

I declare (or certify, verify, or state) under penalty of perjury that the foregoing is true and correct.

10/31/22

Date

Deborah Henderson

Signature of Plaintiff

18101 Belfry Pass

Address of Plaintiff

Manor TX. 78653

City

State

Zip Code

512-203-2401

Telephone Number(s)